

Improvement Res. No. 1316-1972

Resolution Adopted:

Thurs. April 6, 1972

Confirmed:

May 4, 1972

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

July 6, 1972

B.O. 64-'71

DECLARATORY RESOLUTION NO. 1316-1972

for the vacation of the alley between Bluffton Road and Old Trail Road from the south property line of Church Street to the north property line of the first alley south of Church Street.

ADOPTED: Thursday, April 6, 1972

ADVERTISE NOTICE TO PROPERTY OWNERS: April 14 & 21, 1972

NOTICES MAILED: April 21, 1972

HEARING ON CONFIRMATION: Thursday, May 4, 1972 at 3:30 p.m.

CONFIRMED: May 4, 1972

ASSESSMENT ROLL ORDERED: May 4, 1972

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION OF ASSM'T ROLL: July 6, 1972 at 1
3:30 p.m.

NOTICE SERVED: June 22, 1972

ASSESSMENT ROLL CONFIRMED: July 6, 1972

~~_____~~
~~_____~~

~~For the Vacation—Opening—Condemnation of right of way for utility purposes of the alley~~
between Bluffton Road and Old Trail Road from the south property line of Church
Street to the north property line of the first alley south of Church Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed
necessary to vacate the alley between Bluffton Road and Old Trail Road from the
south property line of Church Street to the north property line of the first
alley south of Church Street.

All as shown by a plan of such proposed Vacation—Opening—Condemnation of right of way for utility
~~purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of
Fort Wayne, Indiana

The cost of said Vacation—Opening—Condemnation of right of way for utility purposes shall be as-
sessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation—Opening—Condem-
~~nation of right of way for utility purposes~~ is described as follows: Lots 178 to 182 inclusive, all
in Elzey's 1st Addition and Lot 5, Wallace 1st Addition. Said additions are
inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of
Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provi-
sions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as
in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)%
per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for
any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds,
except for such moneys as shall have been actually received by the City from the assessments for such
property damages as said City is by said above entitled act required to pay. All proceedings had in the making
of said improvement, assessment of property, collection of assessments and issuance of bonds therefor,
shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described alley shall be subject to an easement for the use of the
City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers,
~~water mains, gas mains,~~ electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described are situated in the northeast
quarter Section Thirty-three, Township 30 north, Range 12 east and lie wholly
within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

6th

DAY OF

April

19 72

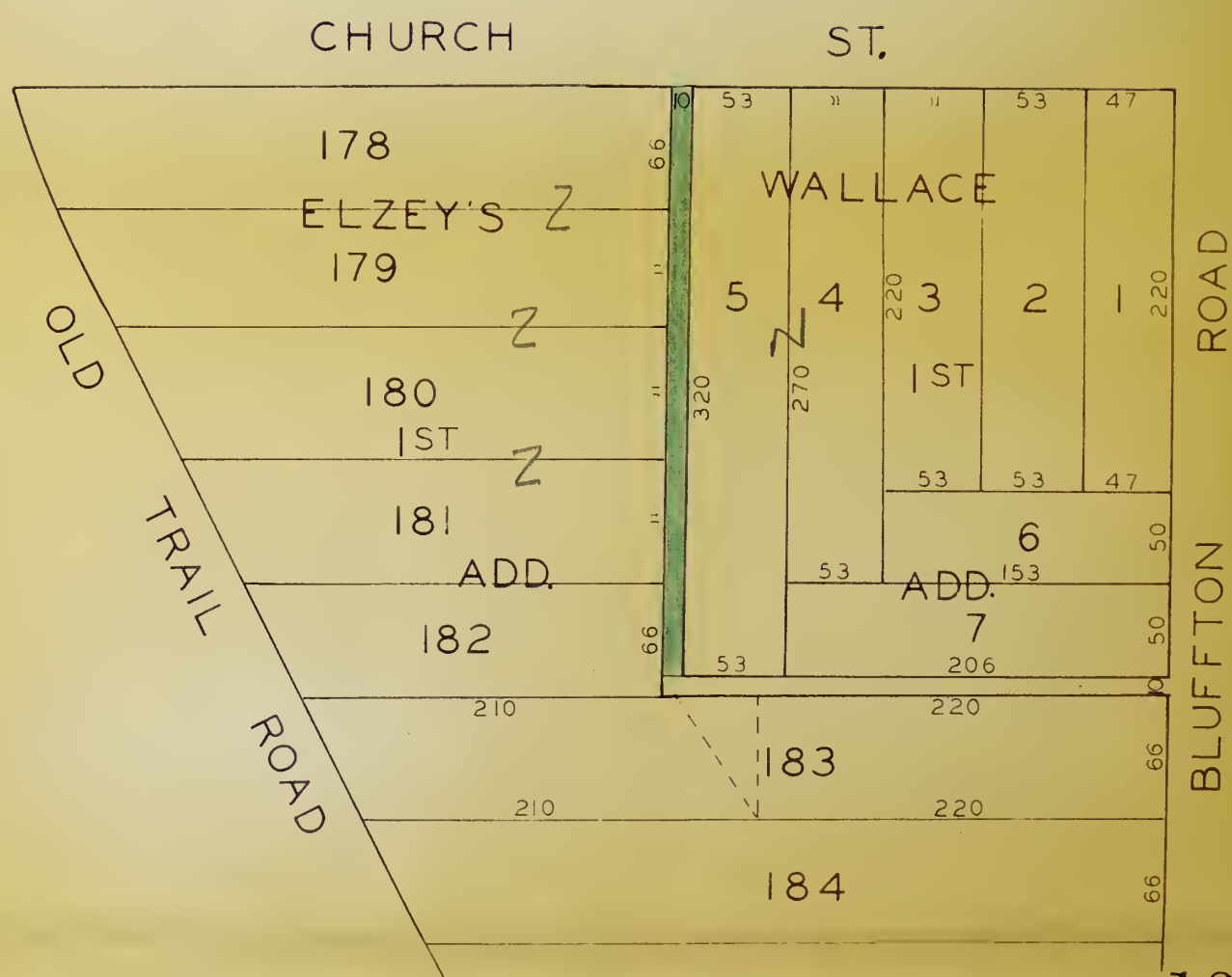
Attest:

Elena L. Smith
Secretary Board of Public Works.

Ronald L. Brown
Board of Public Works.



VACATE ALLEY



OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 64-'71

57-56-8
Date May 20, 1971

To City Engineer

Subject VACATE the first alley east of Old Trail Road

Board Order No. 64-1971 has been assigned to the Petition to vacate the first alley east of Old Trail Road, extending south from Church Street to the point at which it intersects with the first alley south of Church Street extending west from Bluffton Road.

Prepare an opinion, after conferring with all Governmental Agencies and Utilities.

Fred S. Ehrman
Robert W. Dahman
Edward V. Elkins
BOARD OF PUBLIC WORKS

br

Signed

Reply:

1316

March 30, 1972

Declaratory Resolution, drawing and property ownership list completed and attached.

We have easements on file for Indiana & Michigan Electric Company, General Telephone Company and Water Pollution Control Engineering.

The petitioner, Waynedale United Methodist Church, also furnished an access easement grant for Charles Harshbarger. These instruments will be recorded after the public hearing.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:id
attach.

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 64-1971

Date 58-133-1
May 4, 1972

To CITY ENGINEER

Subject Declaratory Resolution No. 1316-1972

Please prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00 for subject resolution.

Attached are Resolution and Property Ownership list.

Jerry D. Boswell
R. L. Bonar
W. G. Williams
BOARD OF PUBLIC WORKS

ajf

attachs.

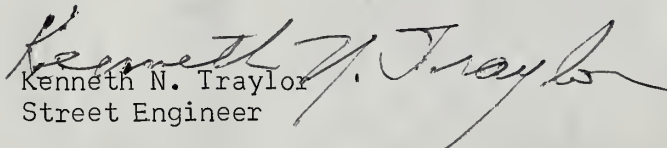
RECEIVED
MAY 8 1972
CITY ENGINEERING DEPT.

Signed _____

Reply:

June 12, 1972

Assessment roll of benefits and damages completed and attached.


Kenneth N. Traylor
Street Engineer

lc
attachs.

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

B.O. 64-1971

58-133-1
May 4, 1972

CITY ENGINEER

Declaratory Resolution No. 1316-1972

Please prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00 for subject resolution.

Attached are Resolution and Property Ownership list.

Jerry D. Boswell

R. L. Bonar

W. G. Williams

BOARD OF PUBLIC WORKS

ajf

attachs.

NOTICE TO PROPERTY OWNER

Office Board of Public Works
City Hall

Fort Wayne, Indiana...**April 21, 1972**.....

1316-1972

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. **1316-1972**..... providing for the **Vacation of the alley between Bluffton Road and Old Trail Road from the south property line of Church Street to the north property line of the first alley south of Church Street.**

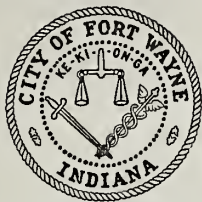
The Board has fixed **Thursday, May 4, 1972 at 3:30 p.m. in Conference Room 910.** a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

City of Fort Wayne



CITY-COUNTY BUILDING
ONE MAIN STREET
Room 740

ENGINEERING DEPARTMENT

NOTED



F.S.E.



R.W.D.



EVE

Date

FILE

FORT WAYNE, INDIANA 46802

December 21, 1971

Northern Indiana Public Service Company
Indiana & Michigan Electric Co.
General Telephone Company of Indiana

We have received a petition to vacate the following:

The alley between Bluffton Road and Old Trail Road from the south property line of Church Street to the north property line of the first alley south of Church Street.

Please check your easement requirements on the enclosed post card and return to us as soon as possible.

Yours very truly,

Donald E. Bodeker

Donald E. Bodeker
Office Manager

DEB:lc
attachs.

cc: Board of Public Works ✓
(Board Order No. 64-71)

BOARD OF PUBLIC WORKS

RECEIVED
DEC 22 1971

December 21, 1971

William J. Jones
City Plan Director

Tom Manny
Traffic Engineer

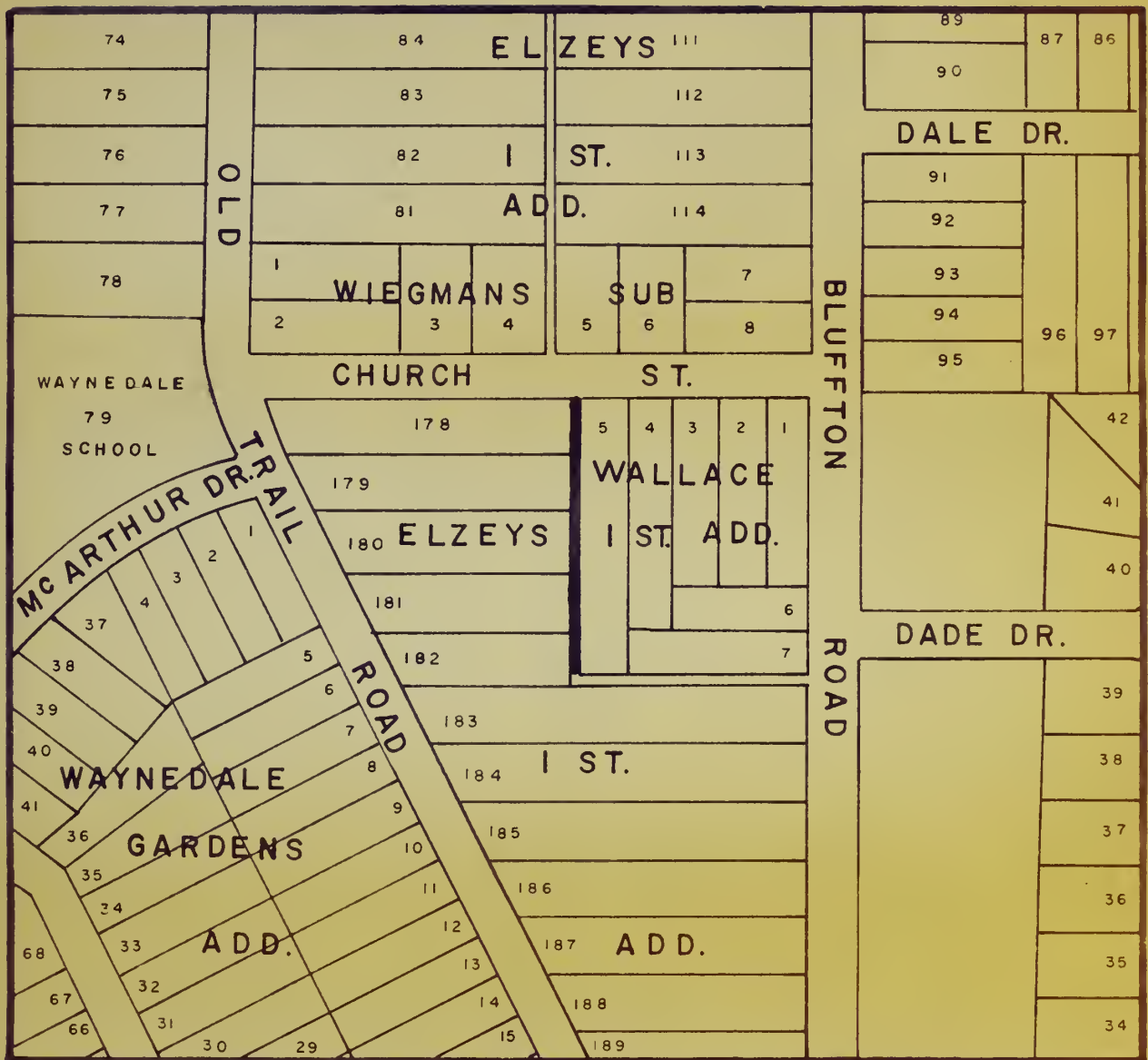
Please submit your opinion and recommendation on the following
proposed vacation:

The alley between Bluffton Road and Old Trail Road from the
south property line of Church Street to the north property
line of the first alley south of Church Street.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

cc: Board of Public Works ✓
(Board Order No. 64-71)



*Documentary
Vacation
Church St.
1st Tr.
Rd.*

City of Fort Wayne



BOARD OF PUBLIC WORKS
RECEIVED
JAN 5 1972

ENGINEERING DEPARTMENT

CITY-COUNTY BUILDING
ONE MAIN STREET
Room 740

FORT WAYNE, INDIANA 46802

NOTED
[initials] J.D.B.
[initials] R.L.B.
[initials] W.G.W.
Date _____

January 4, 1972

Lindy G. Moss
Attorney at Law
555 Lincoln Bank Tower
Fort Wayne, Indiana 46802

Re: Church Street Alley Vacation

Dear Mr. Moss:

We are attaching copies of the routing sheet and postcard replies indicating easement requirements for the alley vacation requested by Waynedale Methodist Church.

The utility companies are requiring easements and the individuals you should contact for proper forms and descriptions are as follows:

Indiana and Michigan Electric Co. - - - - - Wm. L. Blackburn
General Telephone Company of Indiana - - - - - Chas. Leuenberger
Water Pollution Control Engineering - - - - - Chas. Wickensheimer

The alley to be vacated was originally platted in Elzey's 1st Addition and the later platting of Wallace 1st Addition did not change it in any manner. It is our opinion, therefore, that one-half the vacated alley would revert to property owners on each side and the signatures of the owners of Lot No. 182 would also be required on the easement grants.

Our clerk picked up the transfer of the triangular piece of property from Mr. Lauer to the church. Subject to an access easement being granted across this area for Mr. Harshbarger, this should satisfy the requirements this department has requested.

A final resolution will be released later this month and you will be advised of the public hearing date.

Yours truly,

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

cc: Board of Public Works (Board Order #64-1971) ✓

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 6th day of April 1972, the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1316-1972

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley between Bluffton Road and Old Trail Road from the south property line of Church Street to the north property line of the first alley south of Church Street.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 4th day of May, 1972 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Dr. Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith, Clerk

PUBLISH: April 14 & 21, 1972

Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines
Head number of lines
Body number of lines
Tail number of lines
Total number of lines in notice

COMPUTATION OF CHARGES

36 lines, columns wide equals equivalent lines at 288¢ cents per line \$ 10.37
Additional charge for notices containing rule or tabular work (50 per cent of above amount)
Charge for extra proofs of publication (50 cents for each proof in excess of two)
TOTAL AMOUNT OF CLAIM \$ 10.37

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5 1/2 point
Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 25, 1972

Arvilla DeWald
Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

April 14, 1972

April 21, 1972

Subscribed and sworn to before me this 25th day of April 1972

Edith Stapleton
Notary Public

My commission expires March 8, 1974

NOTICE TO PROPERTY OWNERS
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DR. JERRY D. BOSWELL.
RONALD L. BONAR.
WILLIAM G. WILLIAMS.
Board Of Public Works
ATTEST: EDNA I. SMITH, Clerk.
4-14-21

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

APR 28 1972

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	1
Body number of lines	30
Tail number of lines	5
Total number of lines in notice	36

COMPUTATION OF CHARGES

36 lines,.....columns wide equals.....equivalent lines at.....288¢	10.37
cents per line	
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	10.37

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Number of insertions.....2.....	Size of quad upon which type is cast.....5½.....

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman
Title.....Clerk

Date April 25,....., 1972.....

PUBLISHER'S AFFIDAVIT

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DR. JERRY D. BOSWELL.
RONALD L. BONAR.
WILLIAM G. WILLIAMS.
Board Of Public Works
ATTEST: EDNA I. SMITH, Clerk.

State of Indiana } ss:
Allen County }
Personally appeared before me, a notary public in and for said county and state, the undersigned.....A. M. Hostman.....who, being duly sworn, says
t. She is.....Clerk.....of the
NEWS-SENT INEL
DAILY.....newspaper of general circulation printed and published
the English language in the city } of FORT WAYNE, INDIANA
state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being
April 14, 1972
April 21, 1972
subscribed and sworn to before me this 25th day of April 1972
Edith Stapleton
Notary Public
March 8, 1974
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Claim No..... Warrant No.....

IN FAVOR OF

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Appropriation No.....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:

That it is in proper form.

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That it is apparently } Correct
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I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

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10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Improvement Resolution No. 1316 -72 For

THE VACATION OF THE ALLEY BETWEEN BLUFFTON ROAD AND OLD TRAIL ROAD FROM
THE SOUTH PROPERTY LINE OF CHURCH STREET TO THE NORTH PROPERTY LINE OF THE FIRST ALLEY SOUTH OF CHURCH STREET.

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O. L.	
1	WAYNE DALE UNITED METHODIST CHURCH	2501 Church	5			WALLACE 1ST ADDITION
2	WAYNE DALE METHODIST EPISCOPAL CHURCH	" "	178			ELZEY'S 1ST ADDITION
3	" " " "	" "	179			" " "
4	" " " "	" "	180			" " "
5	WAYNE DALE METHODIST CHURCH	" "	181			" " "
6	MEYER, LEO K. + J. L.	7217 Old Trail Rd.	182			" " "
7	HARSHBARGER, GLADYS I.	7221 " " "	183 - W. 210'			" " "
8	WAYNE DALE UNITED METHODIST CHURCH	2501 Church	183 -	Exc. W. 210' & E. 220'		" " "
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59	NOTICES MAILED 9/28/72					
60	Declaratory					
61	By April 24, 1973					
62						
63						
64						
65						
TOTAL						

1316-1972

. April 6, 1972

, 1972

rmed:

6, 1972

1316-72